

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

JEWEL HARRISON,

No. C 09-01173 CW (PR)

Petitioner,

ORDER DISMISSING PETITION AS
SUCCESSIVE

v.

(Docket no. 4)

EDMUND JERRY BROWN, JR.

Respondent.

Petitioner Jewel Harrison, a prisoner incarcerated at the California State Prison - Sacramento, filed this pro se action seeking "permission to enter the Court and file the following writ of habeas petition 28 U.S.C. [§] 2254 or [§] 2255 second or his successive petition." (Pet. at 1.) He has also submitted an application for leave to proceed in forma pauperis (IFP).

According to the allegations in the petition and the attached exhibits, Petitioner was convicted in Alameda County Superior Court of attempted robbery, possession of a firearm by a felon, and assault with a firearm. On November 12, 1997, the court sentenced Petitioner to a term of seventy-four years to life in state prison with a \$200.00 restitution fine.

On September 16, 1999, Petitioner filed his first federal petition for a writ of habeas corpus in this Court, Harrison v. Lockyer, Case No. C 99-04247 SBA (PR). On September 11, 2000, the Court denied the first petition on the merits. (Case No. C 99-04247 SBA (PR), docket nos. 14, 18.) The denial was affirmed by the Ninth Circuit Court of Appeals on January 21, 2003. Harrison v. Lockyer, 316 F.3d 1063, cert. denied, 538 U.S. 988 (2003).

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

JEWEL HARRISON,
Plaintiff,

Case Number: CV09-01173 CW

v.

CERTIFICATE OF SERVICE

EDMUND BROWN et al,
Defendant.

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on July 23, 2009, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Jewel Harrison K-74294
FB3-225
CSP-Sacramento
P.O. Box 290066
Represa, CA 95671

Dated: July 23, 2009

Richard W. Wieking, Clerk
By: Sheilah Cahill, Deputy Clerk